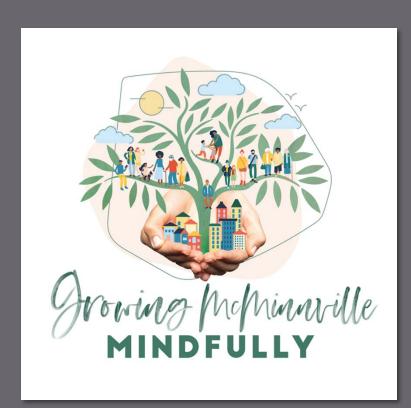


From MINDFULLY



MCMINNVILLE'S UGB REMAND RESPONSE:

CITY COUNCIL UPDATE

We are responding to the LCDC remand to the City of McMinnville for the MGMUP 2003-2023, first submitted in 2003 and modified in 2005. LCDC remand based on Court of Appeals remand to LCDC.



PUTTING IT ALL IN PERSPECTIVE







THE COURT'S DECISION

"The City erred in its application of ORS 197.298, and that a correct application of the law could compel a different result."

- 1) Determine Land Needed
- 2) Refine Study Area
- 3) Identify Buildable Land in the Study Area
- 4) Apply ORS 197.298 Land Selection for Locational Analysis
- 5) Evaluate Land per Goal 14 Location Factors



THE COURT'S DECISION

"The City erred in its application of ORS 197.298, and that a correct application of the law could compel a different result."

- 1) Determine Land Needed
- 2) Refine Study Area
- 3) Identify Buildable Land in the Study Area
- 4) Apply ORS 197.298 Land Selection for Locational Analysis
- 5) Evaluate Land per Goal 14 Location Factors



DETERMINE LAND NEEDED



DETERMINATION OF NEED

- 1. Using HNA and BLI in the public record for the remand.
- 2. 20-year planning horizon (2003-2023)
- 3. Population Forecast in 2023 = 44,055
- 4. Persons per household = 2.54
- 5. Number of new housing units = 6014



DETERMINATION OF NEED

Table 2: Forecast of needed new dwelling units and need by type, MGMUP 2003-2023

Housing type	Number of DU	Needed DU by Type	Density (DU/ Net Res Acre)	Density (DU/Gross Res Acre)
Single-family	3,607	60.0%	5.4	4.3
Detached (R-1)	601	10.0%	4.5	3.3
Detached (Other)	1,804	30.0%	5.5	4.1
Manufactured in subdivisions	601	10.0%	5.5	5.0
Manufactured in parks	601	10.0%	6.5	5.9
Multi-family	2,407	40.0%	14.0	11.6
Row/Townhouse/Duplex	722	12.0%	10.0	7.5
Apartment	1,685	28.0%	17.0	15.0
Total	6,014	100.0%	7.2	5.7



DETERMINATION OF NEED

Table 3 Need forecast of housing, land need (gross acres) and needed density by zoning and housing type, MGMUP (2003-2023)

Zoning						
Housing type	R-1	R-2	R-3	R-4	R-5	Total
Number of Dwelling Units						
Single-family	721	1,985	540	360	-	3,607
Detached (R-1)	601	-	-	-	-	601
Detached (Other)	-	1,504	300	-	-	1,804
Manufactured in subdivisions	120	481	-	-	-	601
Manufactured in parks	-	-	240	360	-	601
Multi-family	-	-	301	1,023	1,083	2,407
Row/townhouse	-	-	301	421	-	722
Apartment	-	-	-	602	1,083	1,685
Total	721	1,985	841	1,383	1,083	6,014
Land Need (Gross Acres)						
Single-family						
Detached (R-1)	180	-	-	-	-	180
Detached (Other)	-	368	74	-	-	441
Manufactured in subdivisions	24	97	-	-	-	122
Manufactured in parks	-	-	41	62	-	103
Multi-family						
Row/townhouse	-	-	40	56	-	96
Apartment	-	-	-	40	72	112
Total	204	465	155	158	72	1,053
Implied Density (DU/Gross Acre)	3.5	4.3	5.4	8.8	15.0	5.7

BUILDABLE LAND NEED

2006 Corrected Record - New Land Need

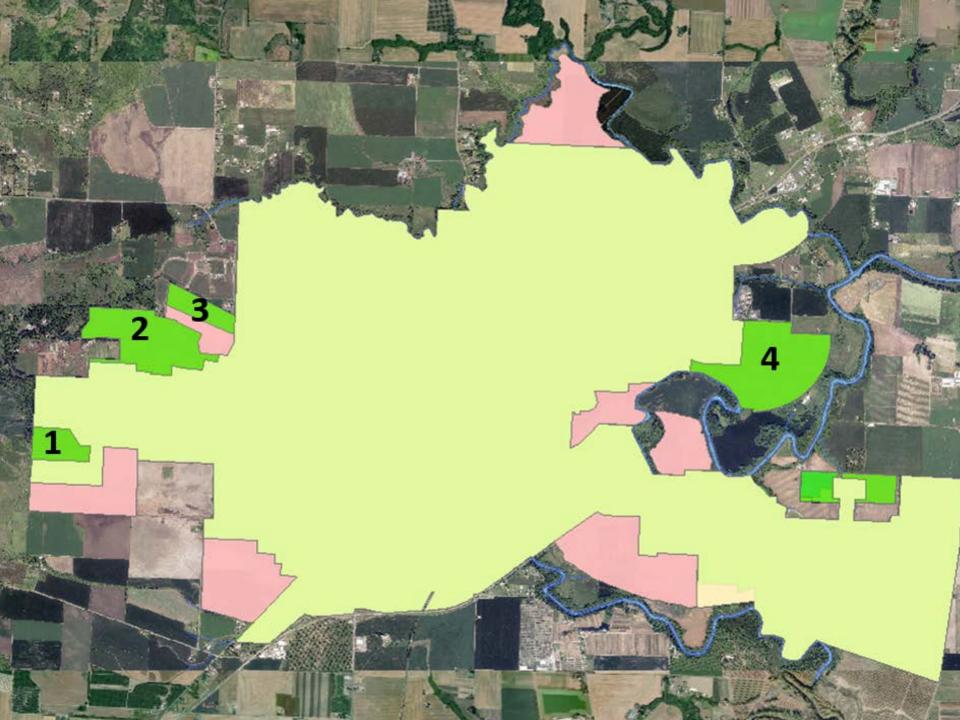
Table 14. Comparison of land supply and demand, McMinnville UGB, 2003-2023

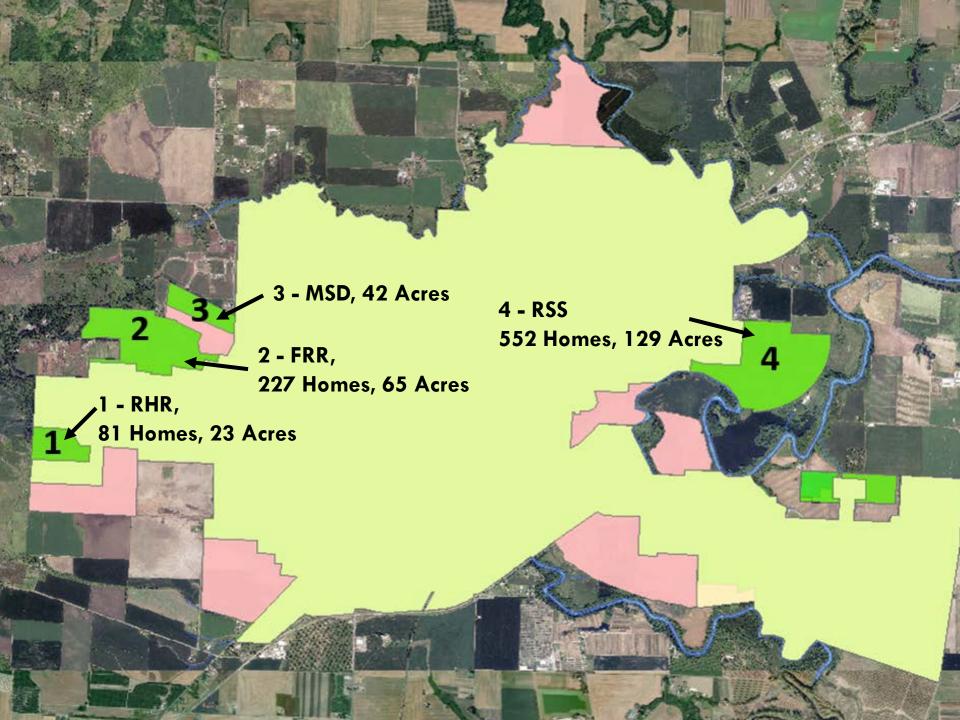
Plan Designation	Land Need (2003-2023)	Gross Buildable Acres (Jan 2003)	Deficit (Surplus)
Residential ^a	1,538.4	881.1 <u>880.5</u>	1019.2 1019.8
Commercial	219.1	102.4	106.0
Industrial	269.7	326 <u>327.1</u>	(44. 7) (46)
Total Buildable Land Need Outside UGB	2,027.2	1309.5 <u>1312.9</u>	1125.2 1125.8

Source: ECONorthwest, 2003



16: Summary of land supply (MGMUP 2003-2023) Housing:	Land Need (measured in dwelling units)	Land Need (measured in acres)	Gros Densi
Housing unit need	6,014	1053.00	5
Housing unit rieed Housing unit capacity (inside UGB)	2,949	1033.00	
Unmet housing unit need	3,065	538.00	5
Proposed Measures To Increase Residential Land Capacity (inside UGB):	-,		
Allow ADU's in residential zones	200	35.09	
Rezone portion of West Hills from R-1 to R-2	204	35.79	
Rezone other residential and non-residential properties	80	14.04	
Direct increased density to transit corridors	90	15.79	
Direct increased density to Northwest Neighborhood Activity Center	238	41.75	
Direct increased density to Northwest Neighborhood Activity Center	143	25.09	
Add downtown upper floor housing opportunities to buildable land inventory	61	10.70	
Total Proposed Measures Adjustments	1,016	178.25	
Adjusted Housing Unit Capacity (inside UGB):	3,965		
Adjusted Housing Unit Need:	2,049	359.75	
	_,-,-		
Housing Unit Capacity (outside existing UGB):	006	227 54	
Exception Lands Riverside South	906 552	227.51	•
		128.60	•
Lawson Lane	46	10.76	•
Redmond Hill Road	81	23.15	;
Fox Ridge Road	227	65.00	;
Resource Lands	4,082	653.15	(
Northwest	876	140.22	(
Grandhaven	857	137.06	
Southwest	950	151.97	
Norton Lane	414	66.27	
Three Mile Lane	985	157.63	
Total Housing Unit Capacity (outside existing UGB):	4,988	880.66	:
Housing Unit Surplus or (Deficit) (in du's)	2,939	500.04	
Acres surplus or (deficit) (assumes 5.7 du/gr ac)	515.65	520.91	
Other lands need (acres):			
Public schools	96.00	96.00	
Public parks	254.00	254.00	
Religious	47.60	47.60	
Commercial land	106.00	106.00	
Other	27.50	27.50	
Total Other Land Need (acres):	531.10	531.10	
Total Acres Surplus or (Deficit)	(15.45)	(10.19)	





e 16: Summary of land supply (MGMUP 2 Housing:	(003-2023)	Land (measu dwelling	ıred in	Land Need (measured in acres)	Gross Densit
Housing unit need			6,014	1053.00	5.
Housing unit capacity (inside UGB)			2,949		
Unmet housing unit need			3,065	538.00	5.
Proposed Measures To Increase Residential Land Capacity (in:	side UGB):				
Allow ADU's in residential zones	,		200	35.09	
Rezone portion of West Hills from R-1 to R-2			204	35.79	
Rezone other residential and non-residential properties			80	14.04	
Direct increased density to transit corridors			90	15.79	
Direct increased density to Northwest Neighborhood Activity Cent	er		238	41.75	
Direct increased density to Grandhaven Neighborhood Activity Ce			143	25.09	
Add downtown upper floor housing opportunities to buildable land			61	10.70	
Total Proposed Measures Adjustments	•		1,016	178.25	
Adjusted Housing Unit Capacity (inside UGB):			3,965		
Adjusted Housing Unit Need:		1,189	2,049	359.75	5.
			,		
Housing Unit Capacity (outside existing UGB): Exception Lands			906	227.51	4
Riverside South	(129 Acres)		552	128.60	4. 4.
Lawson Lane	(127 ACIES)		46	128.00	4. 4.
Redmond Hill Road	(23 Acres)		81	23.15	4. 3.
Fox Ridge Road	(65 acres)		227	65.00	3.
Resource Lands	(OS acies)		4,082	653.15	3. 6.
Northwest			4,062 876	140.22	6.
Grandhaven			857	137.06	6.
Southwest			950	151.97	6.
Norton Lane			414	66.27	6.
Three Mile Lane			985	157.63	6.
Total Housing Unit Capacity (outside existing UGB):			4, 988	880.66	5.
Housing Unit Surplus or (Deficit) (in du's)			2,939	000.00	J.
Acres surplus or (deficit) (assumes 5.7 du/gr ac)			515.65	520.91	
			010.00	020.01	
Other lands need (acres):			00.05	22.55	
Public schools	(42 Acres)	54 Acres	96.00	96.00	
Public parks			254.00	254.00	
Religious			47.60	47.60	
Commercial land			106.00	106.00	
			27.50	27.50	
Other			E0446	=- 1	
Other Total Other Land Need (acres):			531.10	531.10	

SUMMARY OF NEED

TOTAL NEED	UNITS
HOUSING	1,189 Housing Units
PUBLIC SCHOOLS	54 .00 Acres
PUBLIC PARKS	254 .00 Acres
RELIGIOUS	47.60 Acres
OTHER	27.50 Acres
COMMERCIAL	106.00 Acres
INDUSTRIAL	(46.00) Acres



SUMMARY OF NEED

TOTAL NEED	UNITS
HOUSING	1,189 Housing Units
PUBLIC SCHOOLS	54 .00 Acres
PUBLIC PARKS	254 .00 Acres
RELIGIOUS	47.60 Acres
OTHER	27.50 Acres
COMMERCIAL	106.00 Acres
INDUSTRIAL	(46.00) Acres

CAPACITY = How many dwelling units can be built per acre, with an overall plan goal of 5.7 units/acre.

CAPACITY =

Exception areas are low units/acre, and steep slopes are low units/acre.



ORS 197.298 APPLICATION



- 1. Prioritization Scheme:
 - a. Established Urban Reserves
 - Exception Land, and farm or forest land (other than high value farm land) surrounded by exception land.
 - c. Marginal lands designed pursuant to ORS 197.247
 - d. Farm and Forest Land



2. Higher priority shall be given to land of lower capability as measured by capability classification system.



- 3. Land of lower priority under subsection 1 may be included in an urban growth boundary if land of higher priority is found to be inadequate to accommodate the amount of land estimated in subsection 1 for one or more of the following reasons:
 - a. Specific types of identified land needs cannot be reasonably accommodated on higher priority lands.
 - b. Future urban services could not reasonable by provided to the higher priority lands due to topographical or other physical constraints; or
 - c. Maximum efficiency of land uses within a proposed urban growth boundary requires inclusion of lower priority lands in order to include or to provide services to higher priority lands.



- 3. Land of lower priority under subsection 1 may be included in an urban growth boundary if land of higher priority is found to be inadequate to accommodate the amount of land estimated in subsection 1 for one or more of the following reasons:
 - a. Specific types of identified land needs cannot be reasonably accommodated on higher priority lands.
 - b. Future urban services could not reasonable by provided to the higher priority lands due to topographical or other physical constraints; or
 - c. Maximum efficiency of land uses within a proposed urban growth boundary requires inclusion of lower priority lands in order to include or to provide services to higher priority lands.

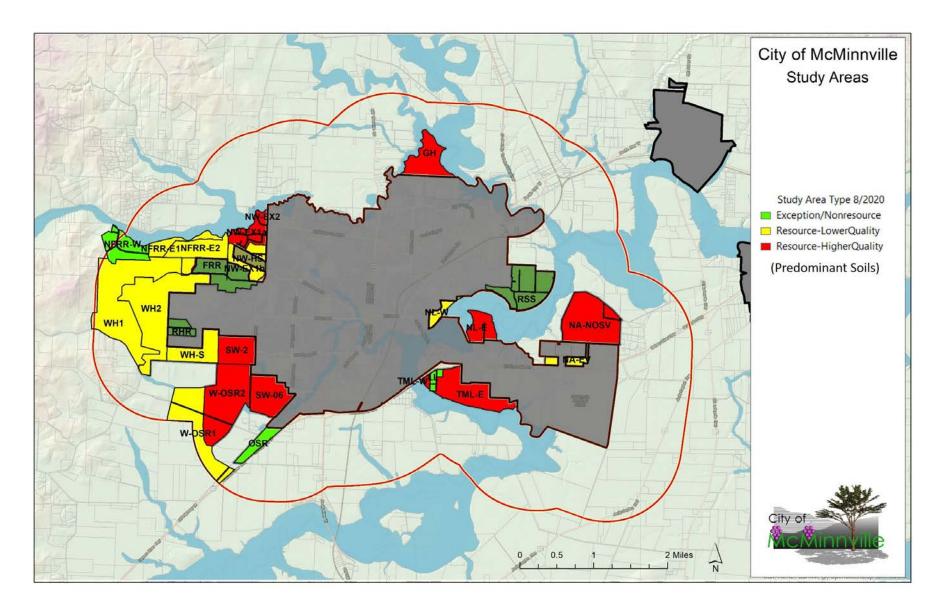


- 3. Land of lower priority under subsection 1 may be included in an urban growth boundary if land of higher priority is found to be inadequate to accommodate the amount of land estimated in subsection 1 for one or more of the following reasons:
 - a. Specific types of identified land needs cannot be reasonably accommodated on higher priority lands.
 - b. Future urban services could not reasonable by provided to the higher priority lands due to topographical or other physical constraints; or
 - c. Maximum efficiency of land uses within a proposed urban growth boundary requires inclusion of lower priority lands in order to include or to provide services to higher priority lands.



IDENTIFY BUILDABLE LAND IN STUDY AREA





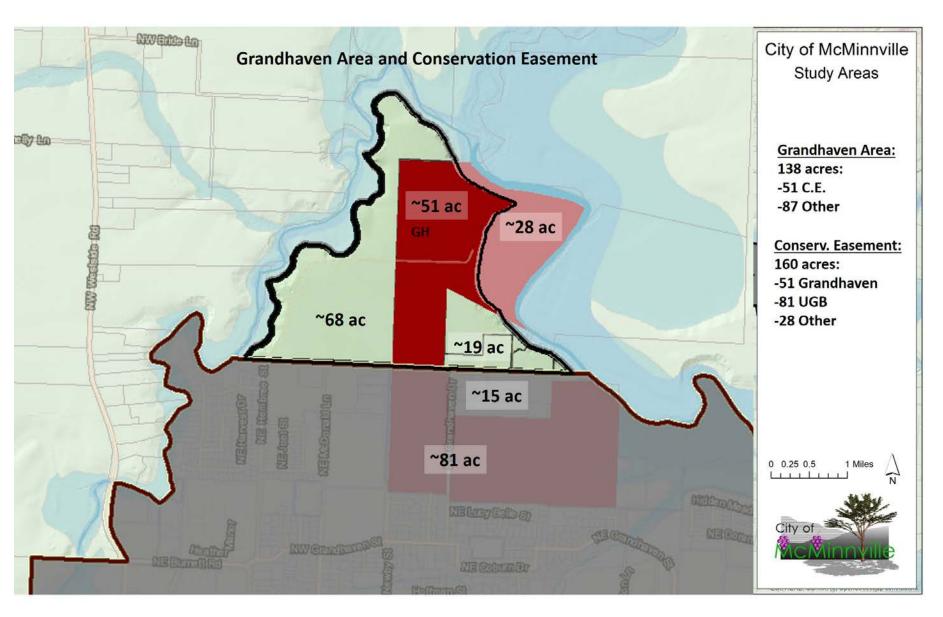
Map is a draft, and could change with future refinements

GRANDHAVEN CONSERVATION EASEMENT

Issue: In 2008, a conservation easement was placed on 170 acres of land in the Grandhaven area. Of these, 81 acres are in the existing UGB. That land is designated for residential development on the plan map. The easement in effect removes that land from our buildable inventory. It also removes an additional 15 acres from the buildable land inventory due to lack of access for a total of 96 acres.

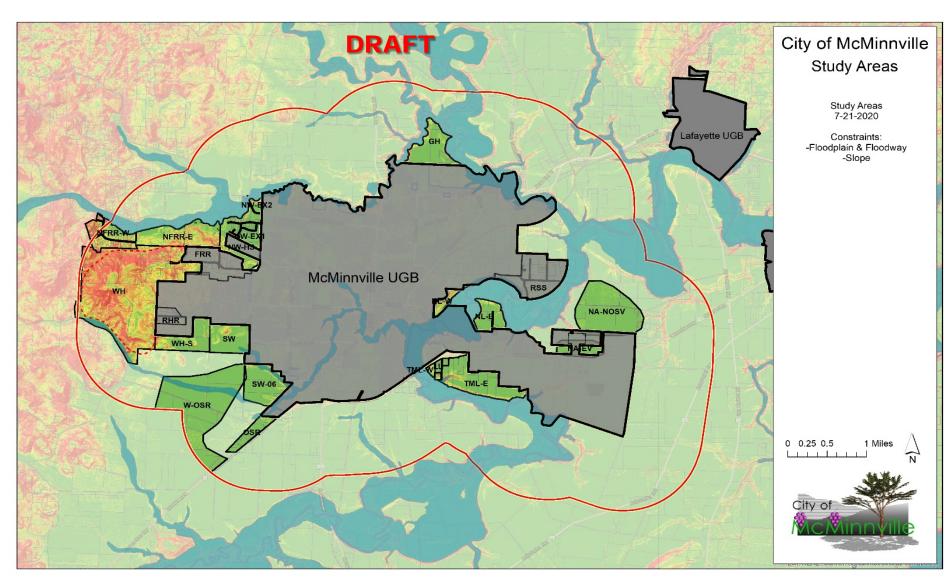
Question: Which course of action should we pursue to resolve the loss of residential capacity in the UGB?



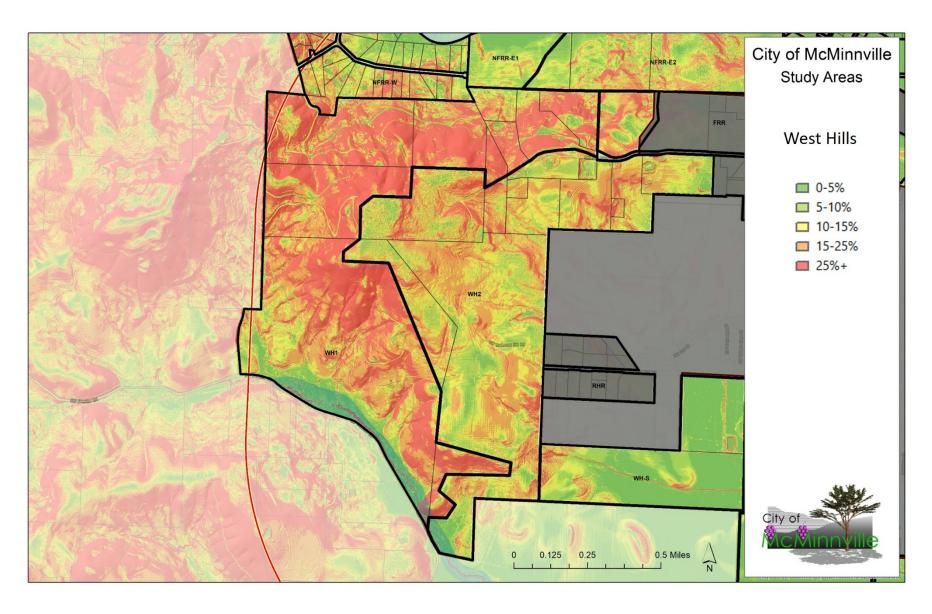


Map is a draft, and could change with future refinements

UGB REMAND RESPONSE STUDY AREA – STEEP SLOPES

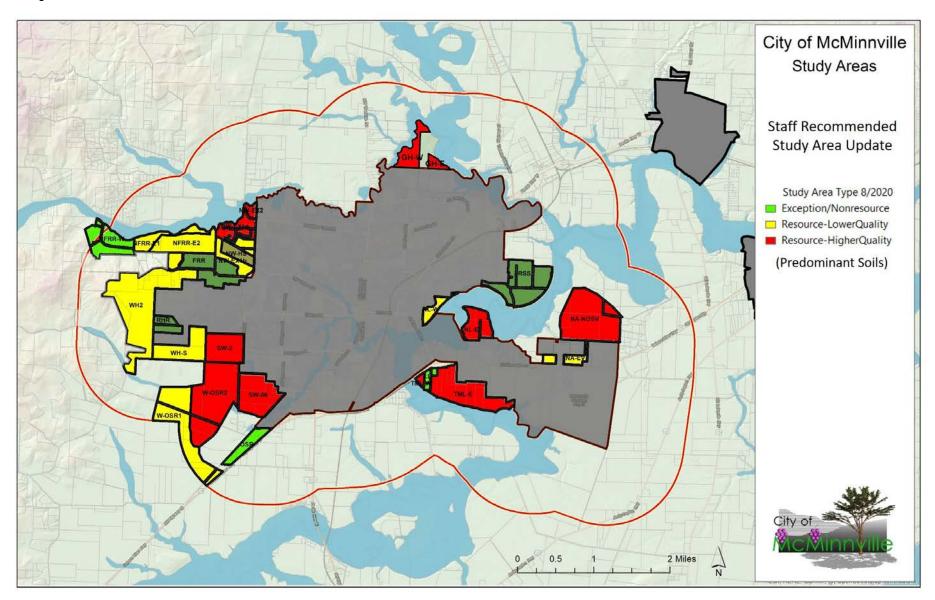


Map is a draft, and could change with future refinements



Map is a draft, and could change with future refinements

Map is a draft, and could change with future refinements



Removed 174 acres in WH1 due to steep slopes and serviceability beyond the steep slopes, and 70 acres in GH due to Chegwyn Farms Conservation Easement.

ALTERNATIVES ANALYSIS



ALTERNATIVES ANALYSIS

Alternative approaches for UGB expansion within the 2003 planning and legal framework.



ALTERNATIVES ANALYSIS

- Meet the principles and objectives of the MGMUP
- * Achieve the stated need for McMinnville's future
- Priority Structure of ORS 197.298
- Goal 14 (Urbanization) Factors



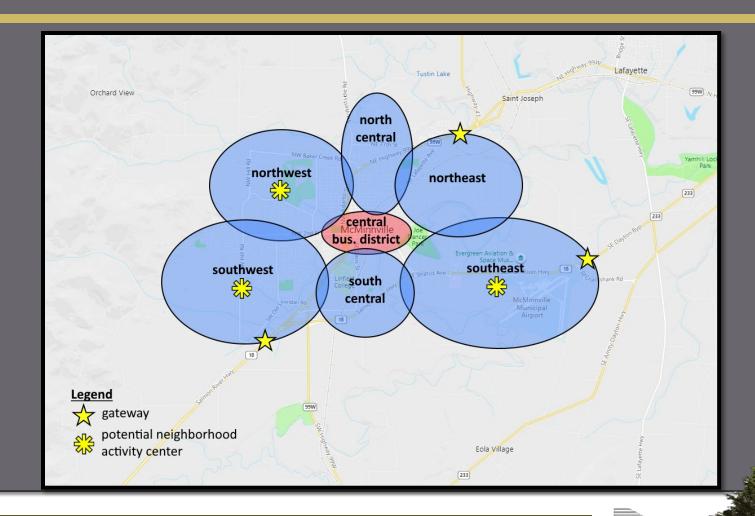
MGMUP PRINCIPLES - CHAPTER 3

Contain urban expansion within natural and physical boundaries. Encourage development consistent with "smart growth" principals. Allow increased densities to help meet housing needs. Minimize public facilities costs. Avoid identified hazards and natural resources. Respect historic development patterns and land uses.



Comply with state land use laws.

MGMUP - FRAMEWORK CONCEPT

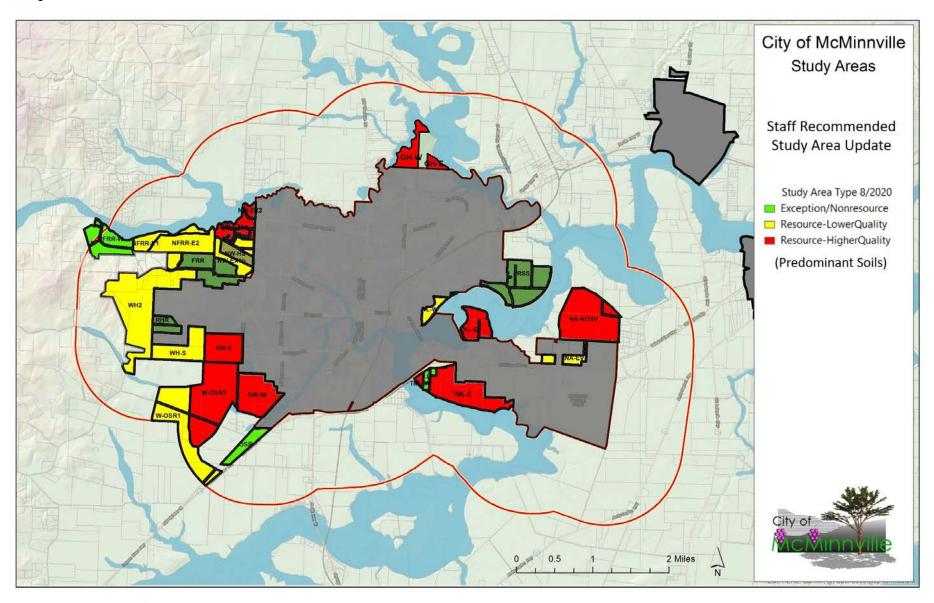




- 1. Prioritization Scheme:
 - a. Established Urban Reserves
 - b. Exception Land, and farm or forest land (other than high value farm land) surrounded by exception land.
 - c. Marginal lands designed pursuant to ORS 197.247
 - d. Farm and Forest Land



Map is a draft, and could change with future refinements



Removed 174 acres in WH1 due to steep slopes and serviceability beyond the steep slopes, and 70 acres in GH due to Chegwyn Farms Conservation Easement.

ESTABLISH METHODOLOGY FOR GOAL 14 FACTORS



GOAL 14 LOCATION FACTORS

Goal 14 Factors Related to UGB Amendments:

Factors 1 & 2: These factors relate to land need for housing, employment, etc. These are acknowledged for McMinnville and are not applicable to where the boundary is drawn.

Factors 3 – 7: These are called the "location" factors. They are applicable for deciding where to expand the UGB.



GOAL 14 LOCATION FACTORS

- 3. Orderly and economic provision for public facilities and services;
- 4. Maximum efficiency of land uses within and on the fringe of the existing urban area;
- Environmental, energy, economic and social consequences;
- 6. Retention of agricultural land as defined, with Class I being the highest priority for retention and Class VI the lowest priority; and,
- 7. Compatibility of the proposed urban uses with nearby agricultural activities.



FACTOR 3 – PUBLIC FACILITIES

Orderly and economic provision for public facilities and services.

- Cost to extend water, sewer and roads outside the UGB
- Cost to expand capacity in the UGB



FACTOR 4 – EFFICIENT LAND USES

Maximum efficiency of land uses within and on the fringe of the existing urban area.

- Urban Integration
- Development Costs
- Suitability for Bike/Ped
- Commercial, Multi-Story Develoment
- Parks/Schools

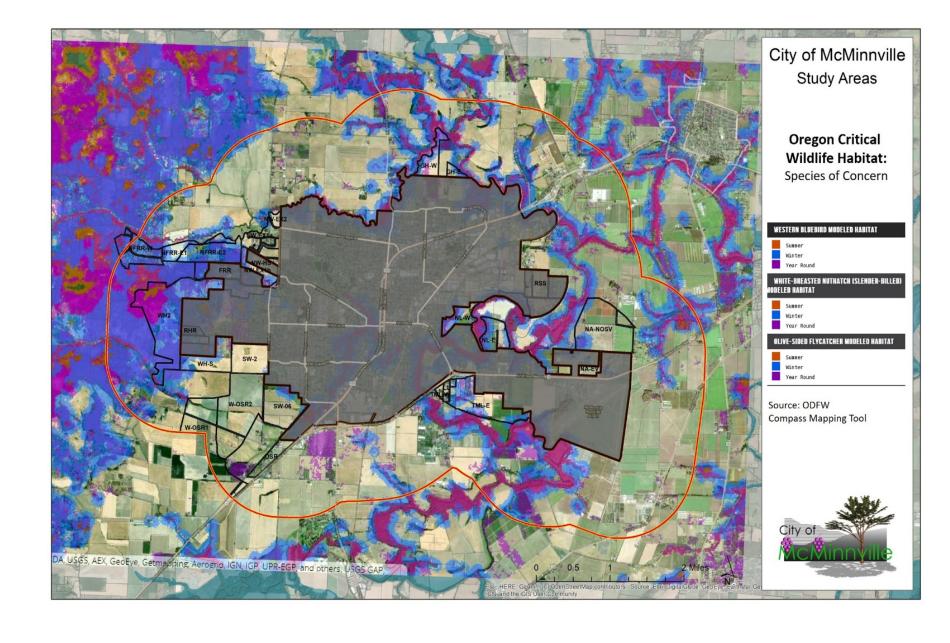


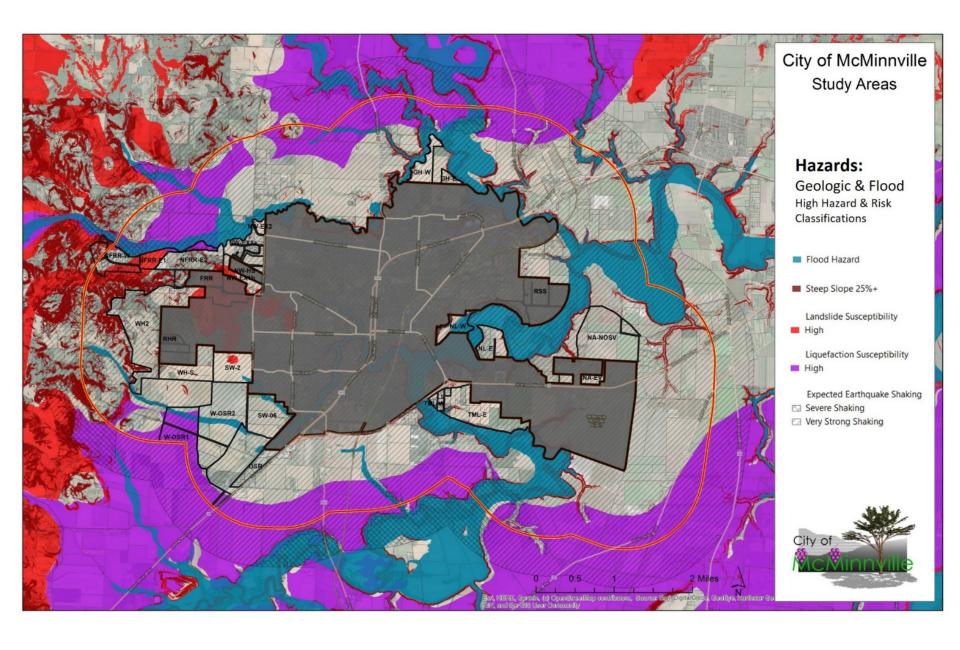
FACTOR 5 – ESEE

Environmental, energy, economic and social consequences.

- Critical Wildlife Habitat
- Natural Hazards
- Affordable Housing Suitability
- Neighborhood Commercial Suitability







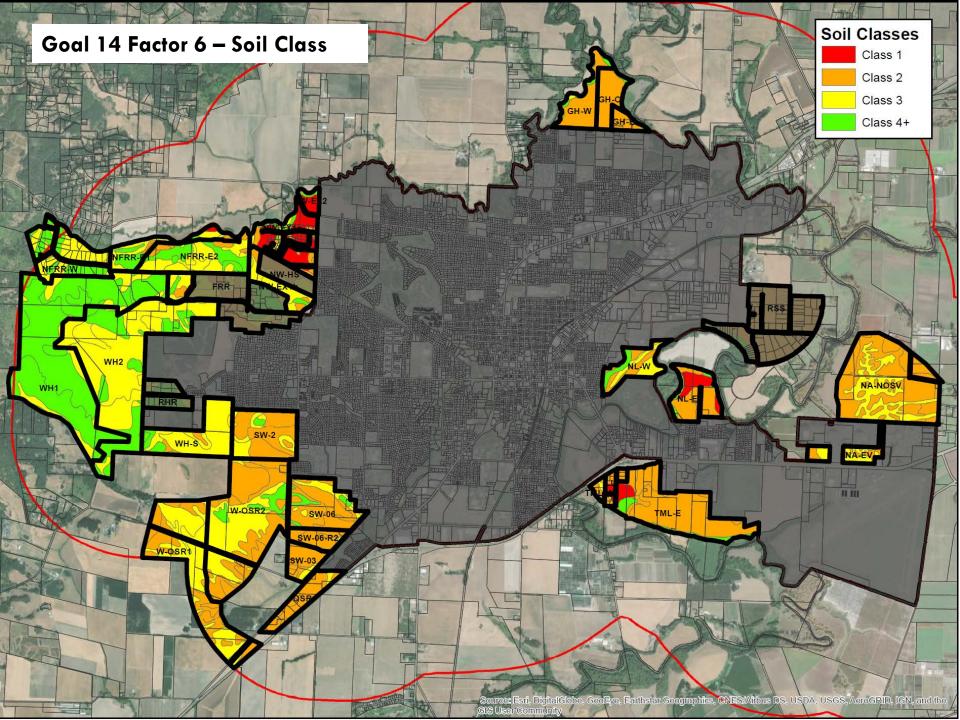
FACTOR 6 – SOIL CLASS

Retention of agricultural land as defined, with Class I being the highest priority for retention and Class VI the lowest priority.

Screening Criteria:

Non-Irrigated Soil Classification Map



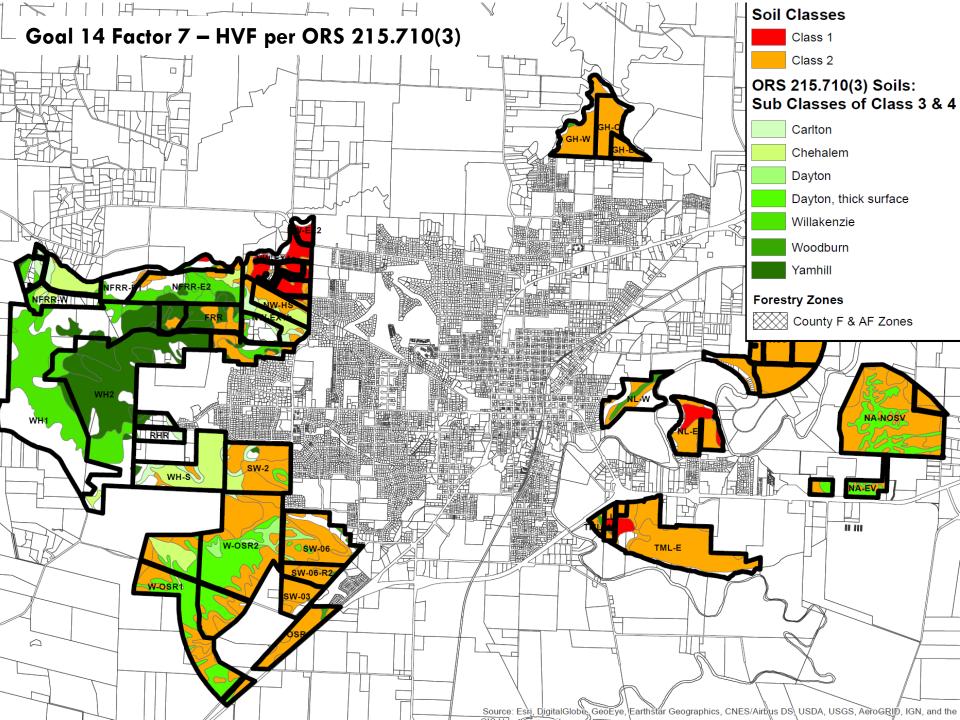


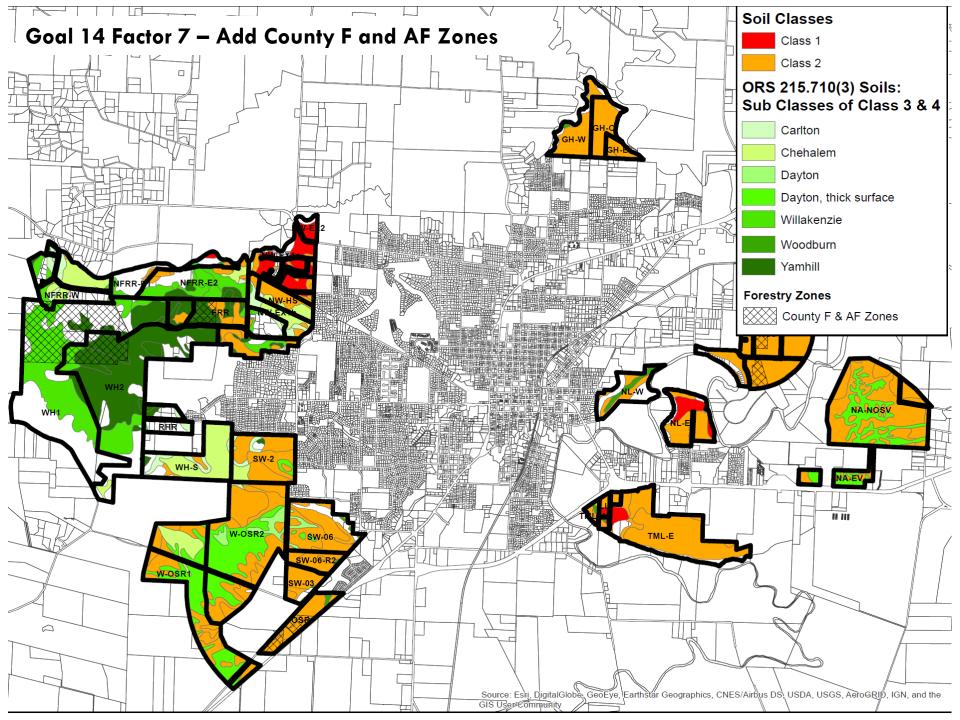
FACTOR 7 – AGRICULTURAL COMPATIBILITY

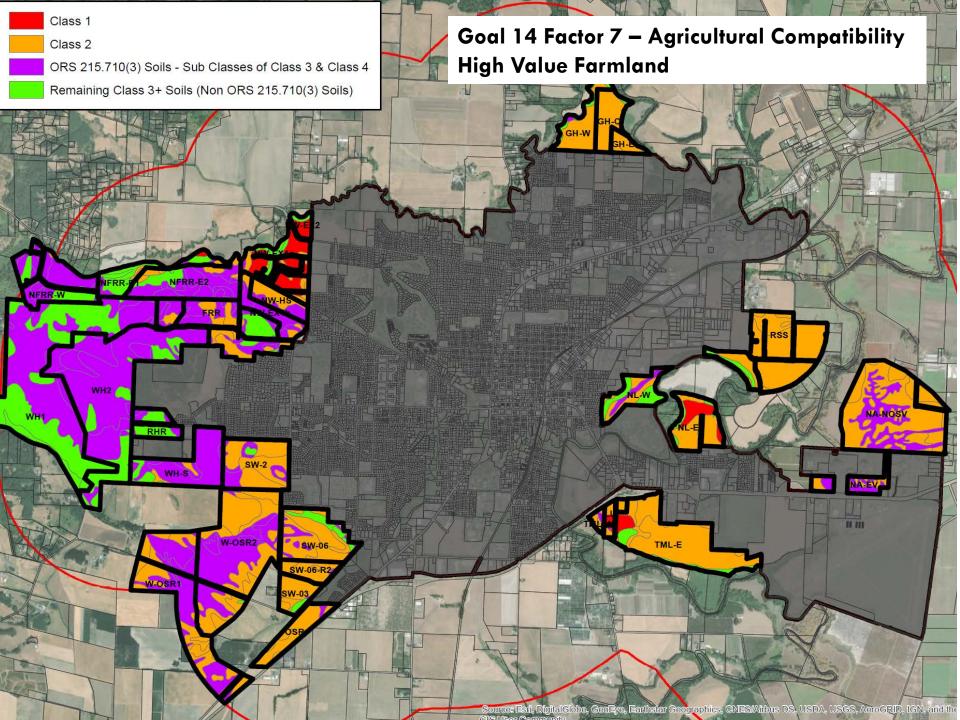
Compatibility of the proposed urban uses with nearby agricultural activities.

- High Value Farmland (HVFL)
- Perimeter proximity to HVFL









RATING GOAL 14 FACTORS

			Fox		Old	
Study Areas	Riversid	Redmond	Ridge	Lawson	Sheridan	Hidden
	e South	Hill Road	Road	Lane	Road	Hills
Total Acres	192.6	39.9	143.4	18.1	54.5	116.3
Buildable Acres	128.6	23.2	65.0	10.8	36.5	58.0
DU Capacity	552.0	81.0	227.0	46.4	127.8	203.0
Net Density (Target 5.7)	4.3	3.5	3.5	4.3	3.5	3.5
Ratings: (1 = poor)						
Public Facilities						
Transportation						
Commercial Suitability	2	1	1	1	1	1
Housing Suitability	1	1	ĺ	1	1	1
Development Cost	3	2	1	3	3	2
Urban Integration	1	2	2	2	1	1
Distance to Services	1	2	2	2	1	1
Parks / Schools	1	1	2	1	1	1
Hazard Risk	3	3	1	3	3	2
High Value Farm Land	2	1	1	1	1	1
Agricultural Conflict	1	1	1	1	1	1
Natural Resources	3	2	1	3	1	1
	18	17	13	18	14	13

Exception Areas
Sample



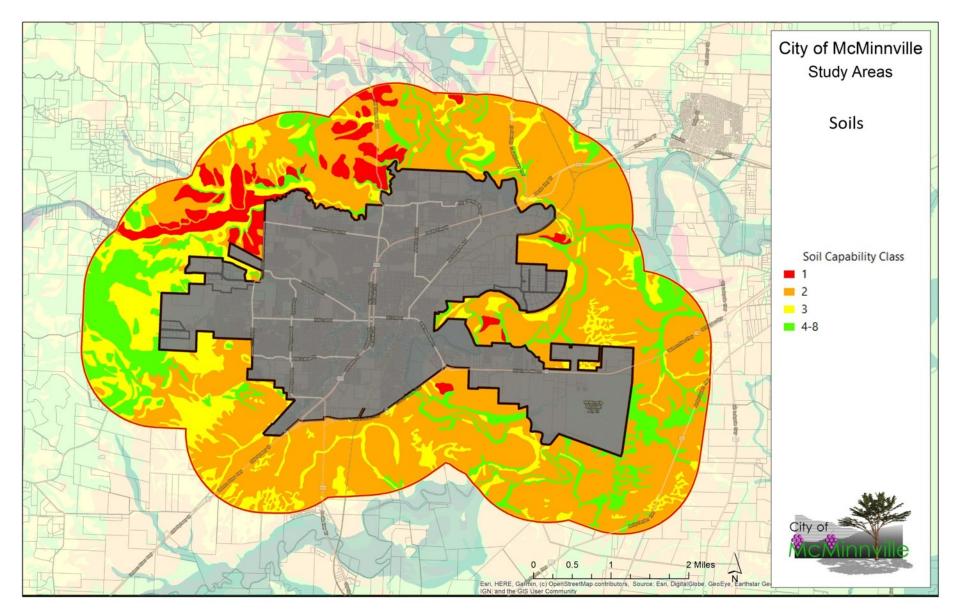
APPLYING GOAL 14 FACTORS TO PRIORITY LANDS



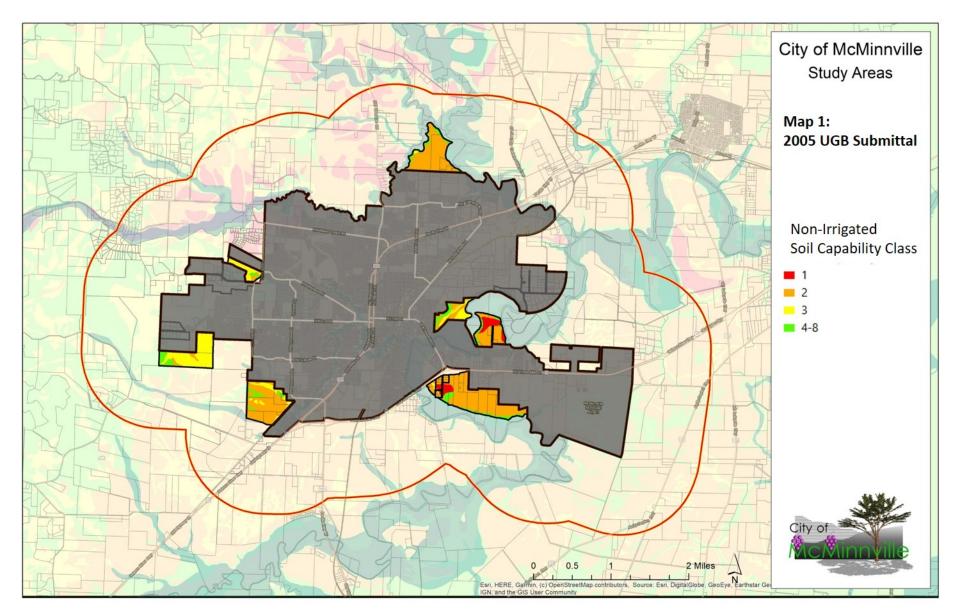
ORS 197.298(1): PRIORITY SELECTION

AND THE APPLICATION OF GOAL 14 FACTORS

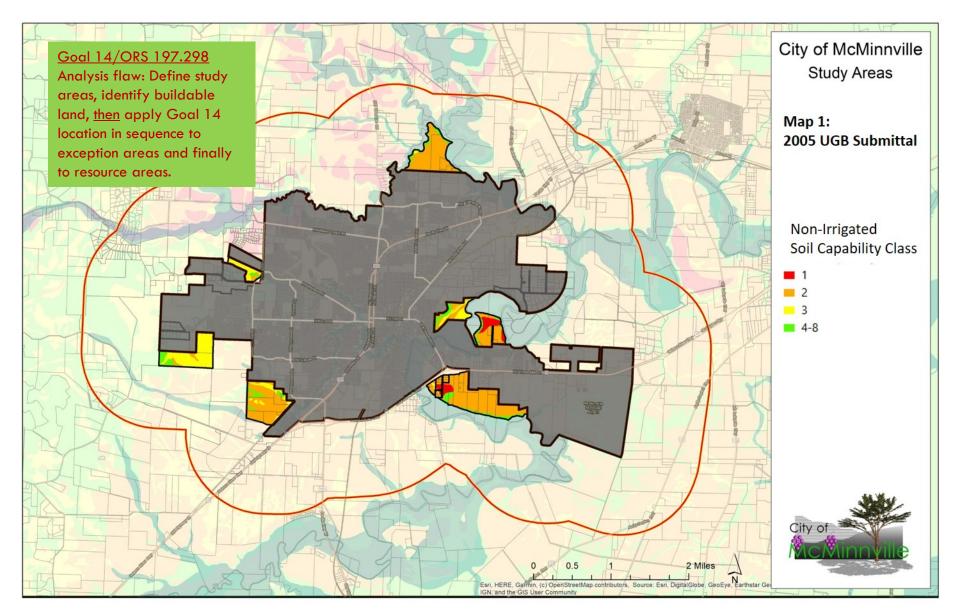




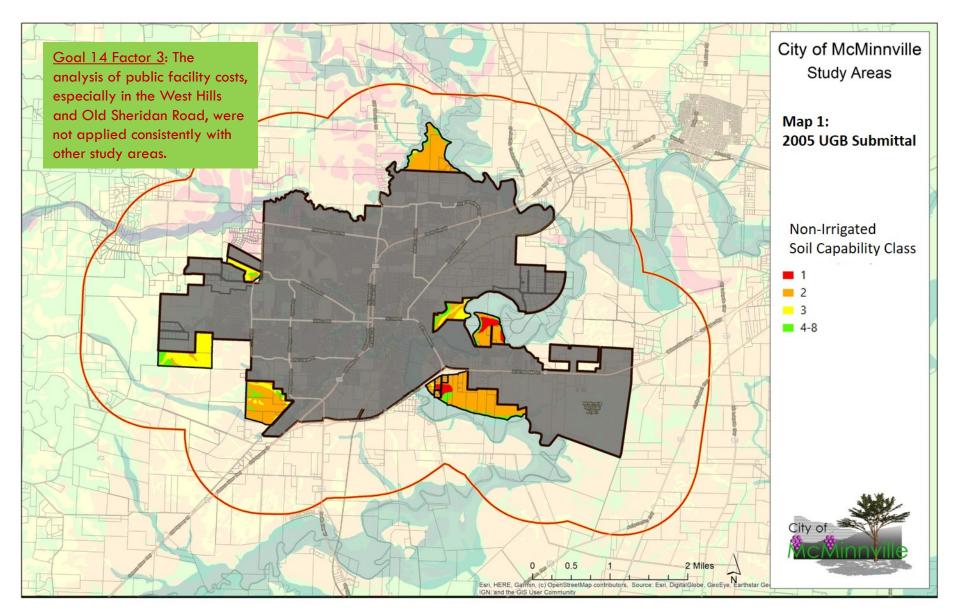
Map is a draft, and could change with future refinements



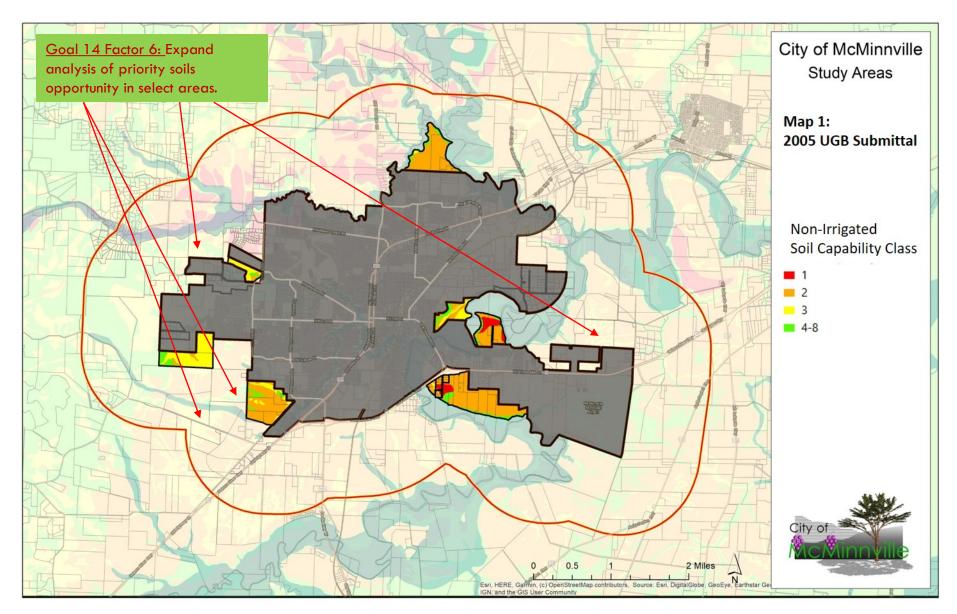
Map is a draft, and could change with future refinements



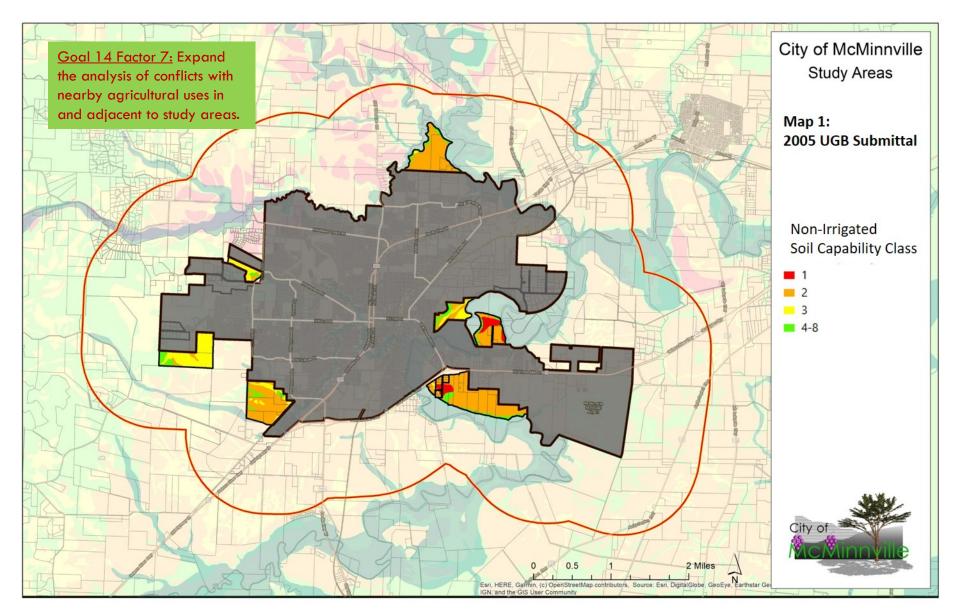
Map is a draft, and could change with future refinements



Map is a draft, and could change with future refinements



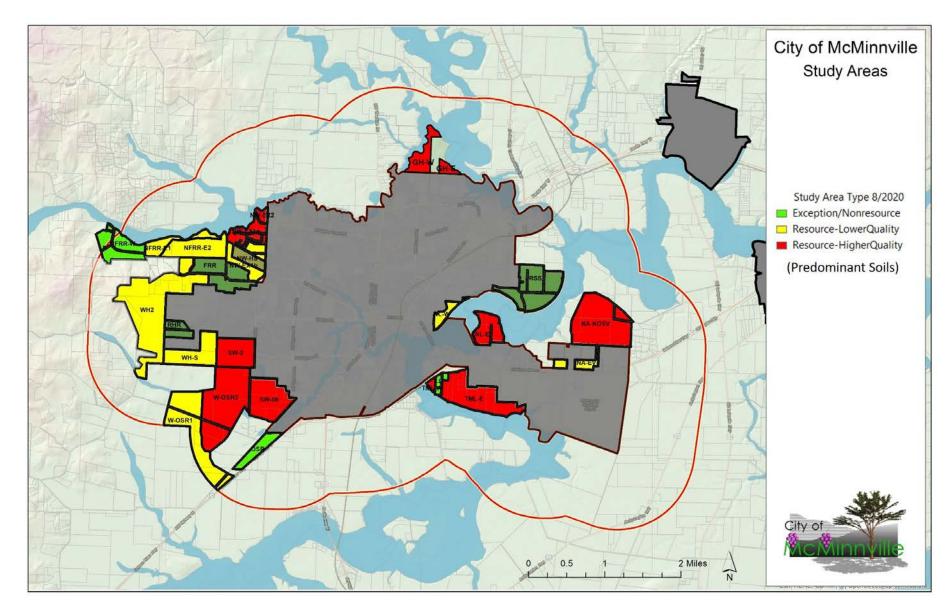
Map is a draft, and could change with future refinements



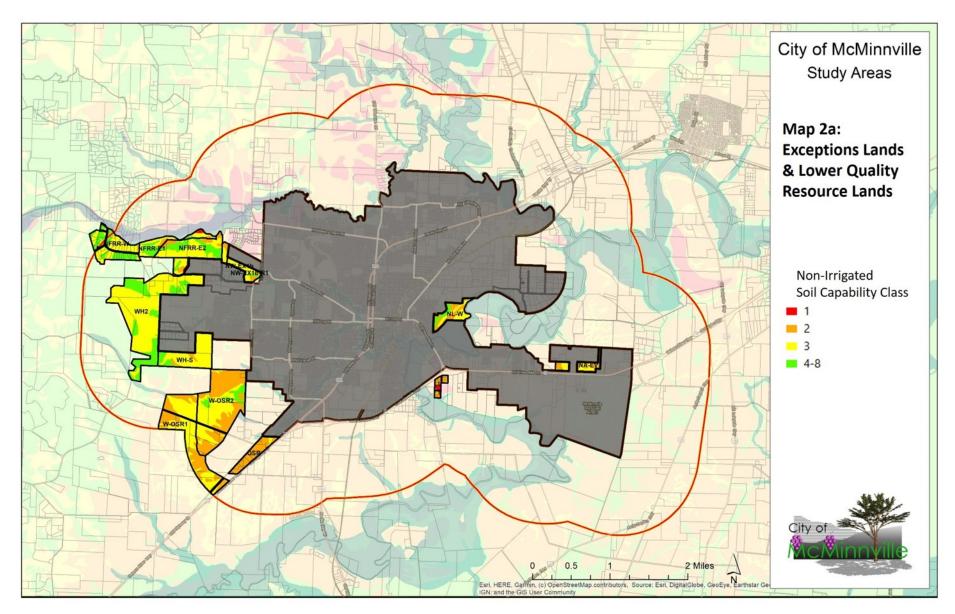
Map is a draft, and could change with future refinements

EXCEPTION AREAS AND LOWER VALUE RESOURCE LANDS

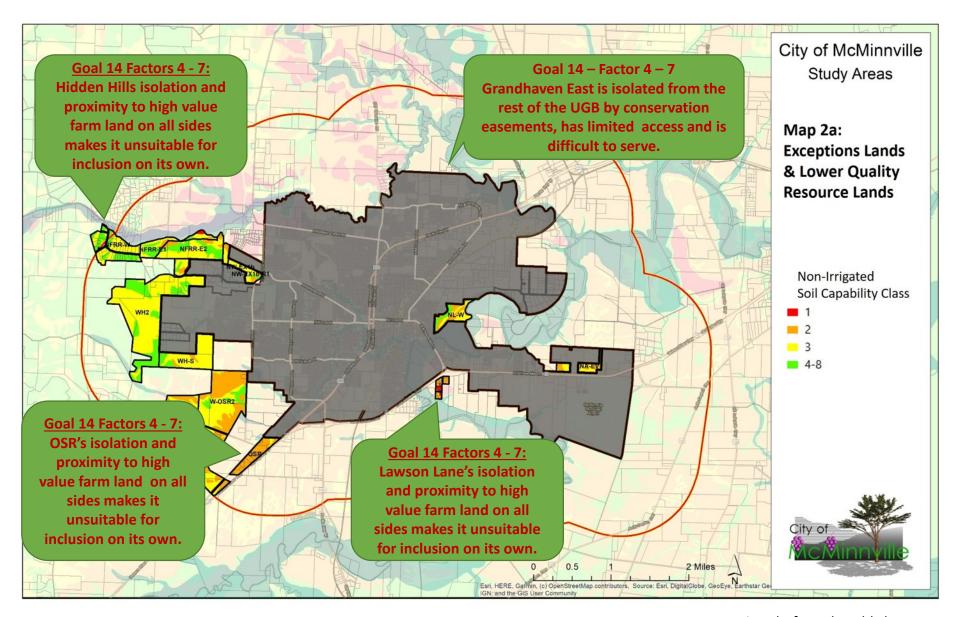




Map is a draft, and could change with future refinements

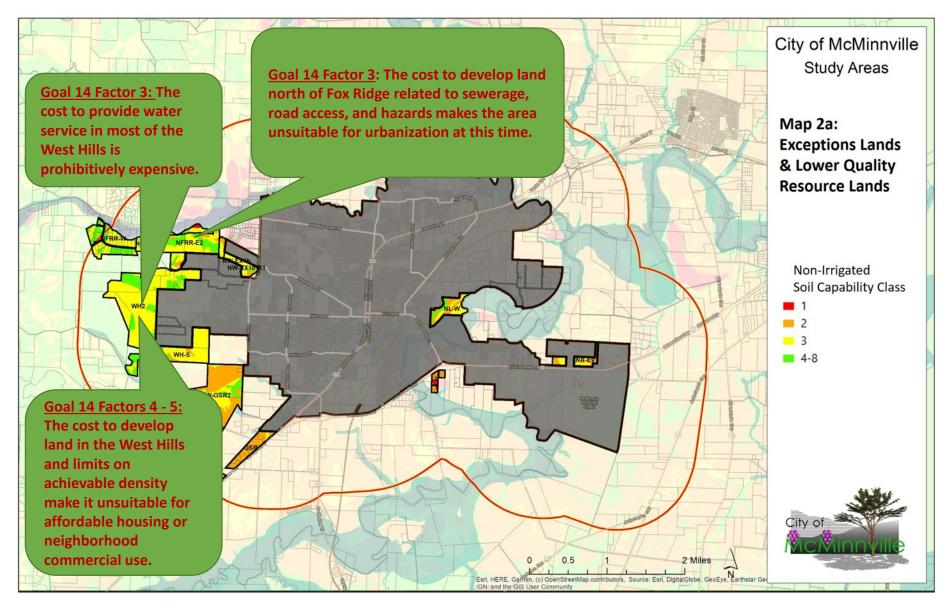


Map is a draft, and could change with future refinements

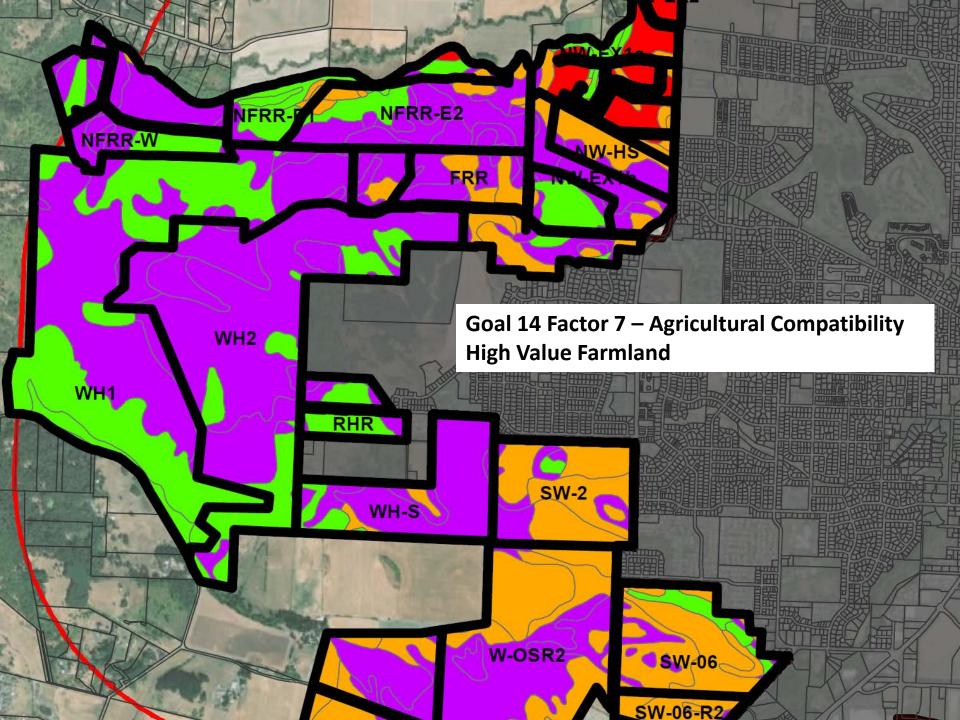


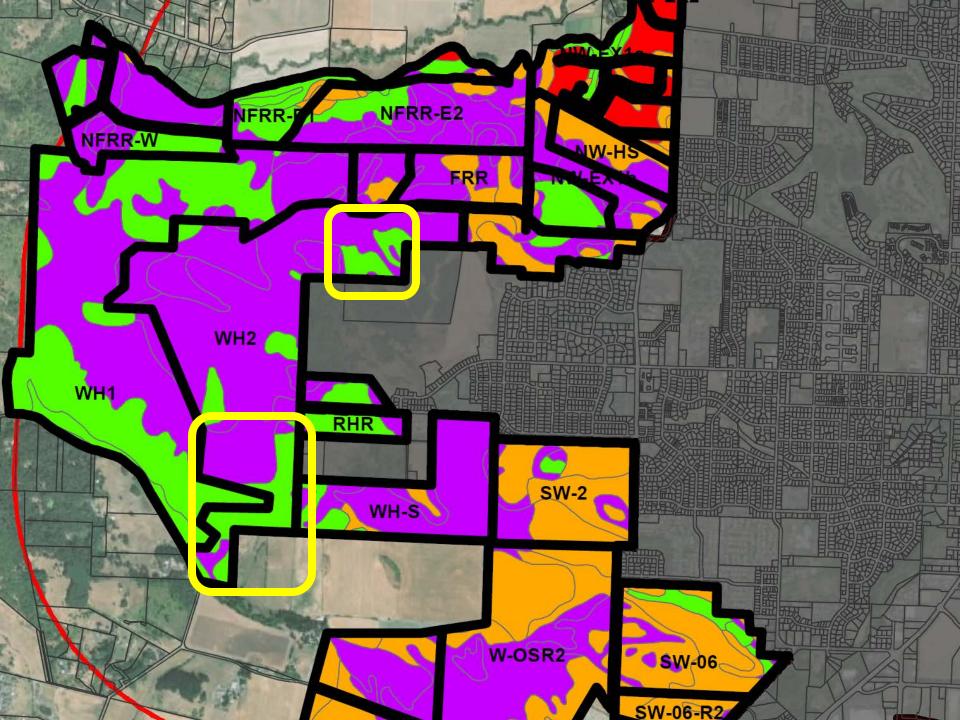
Map is a draft, and could change with future refinements

WH2 – ORS 197.298(3)(a) – does not meet identified land need.

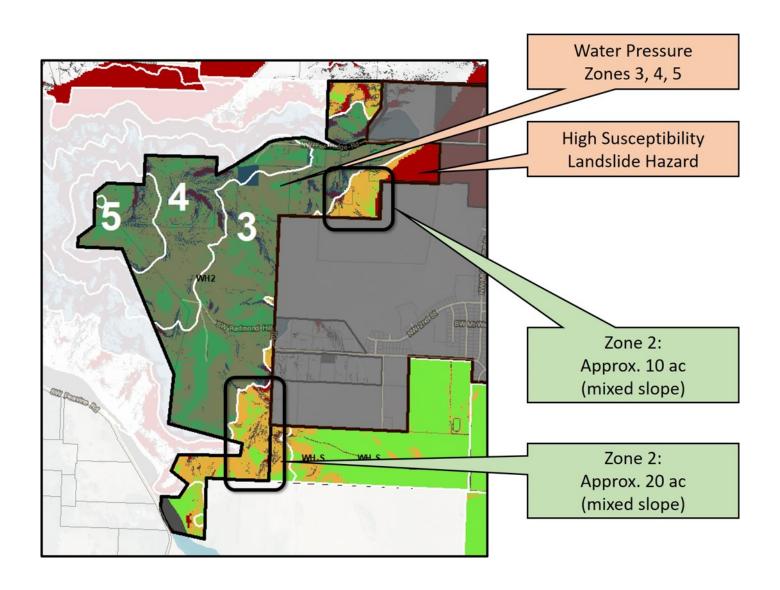


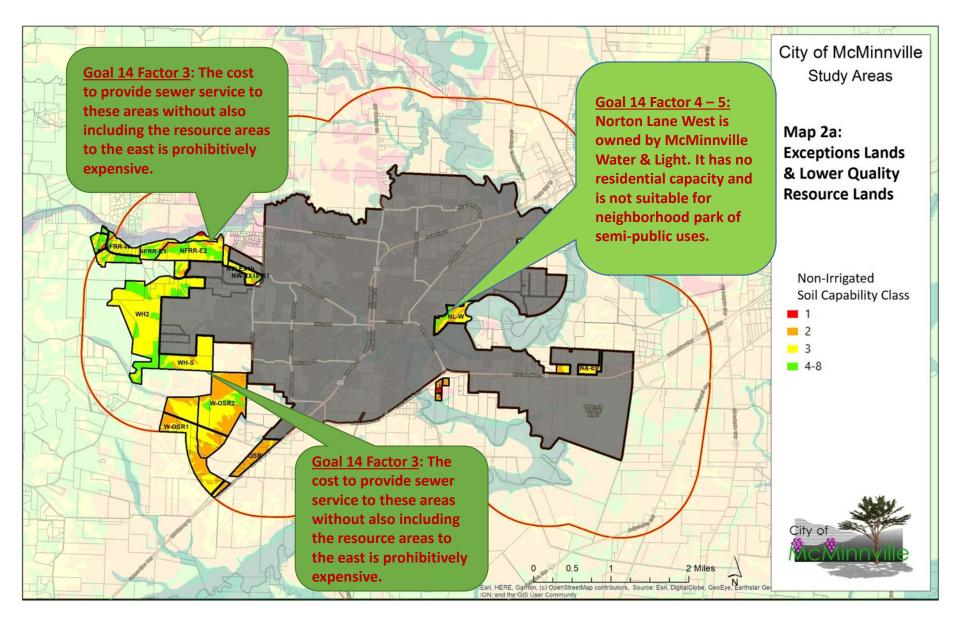
Map is a draft, and could change with future refinements





Goal 14 Factor 3 – Public Facilities

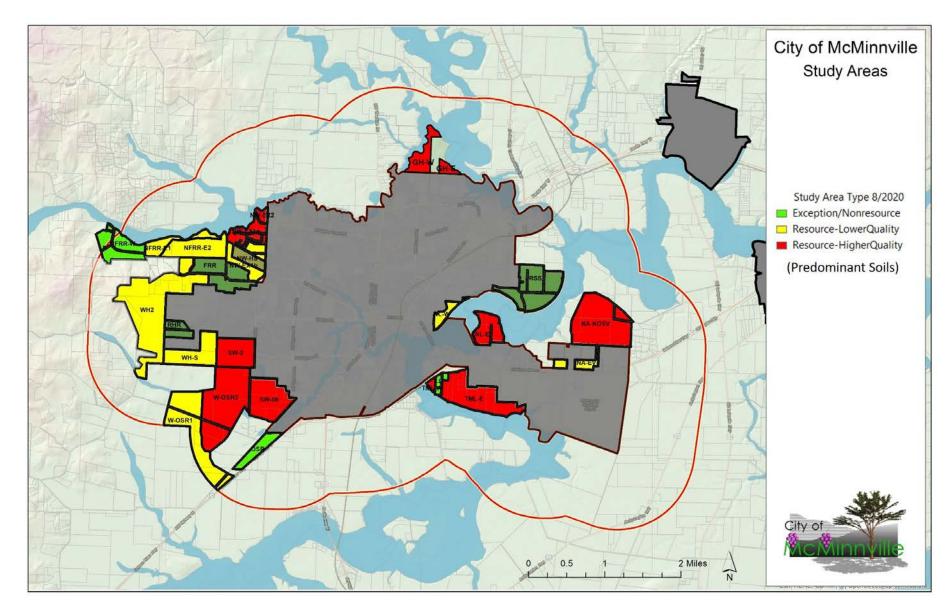




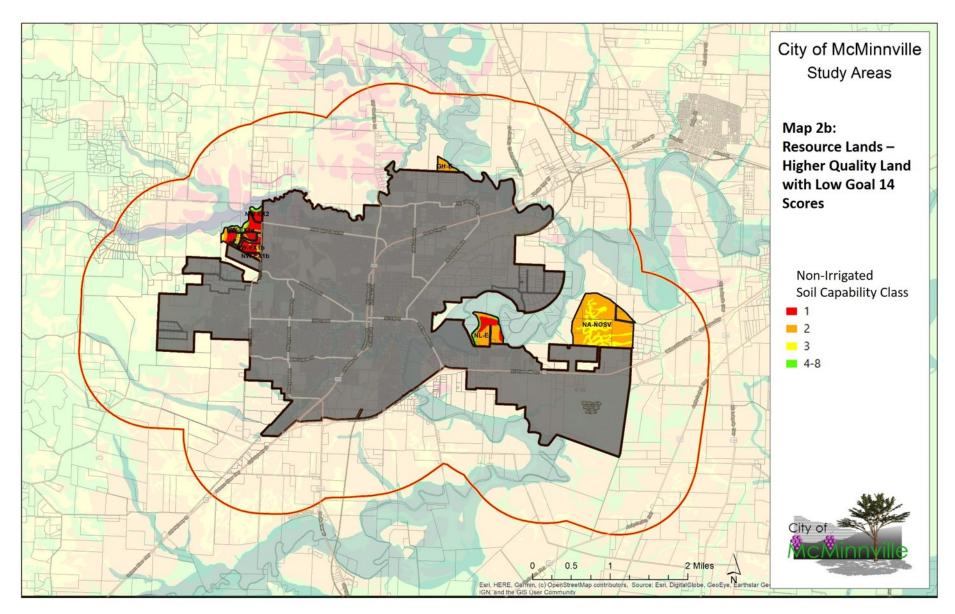
Map is a draft, and could change with future refinements

HIGHER VALUE RESOURCE LANDS WITH LOW GOAL 14 FACTOR SCORES

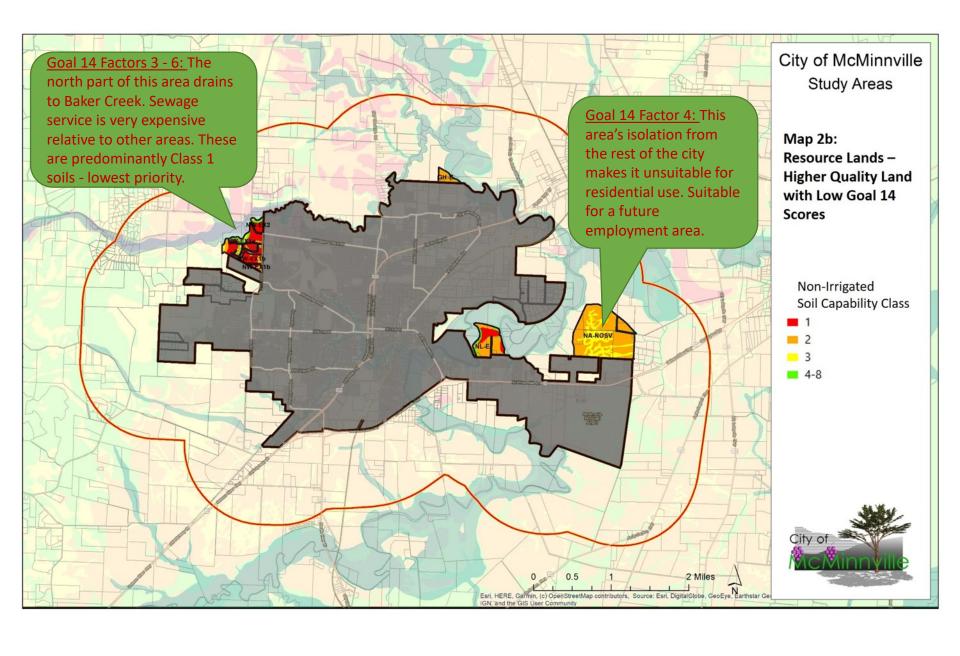




Map is a draft, and could change with future refinements

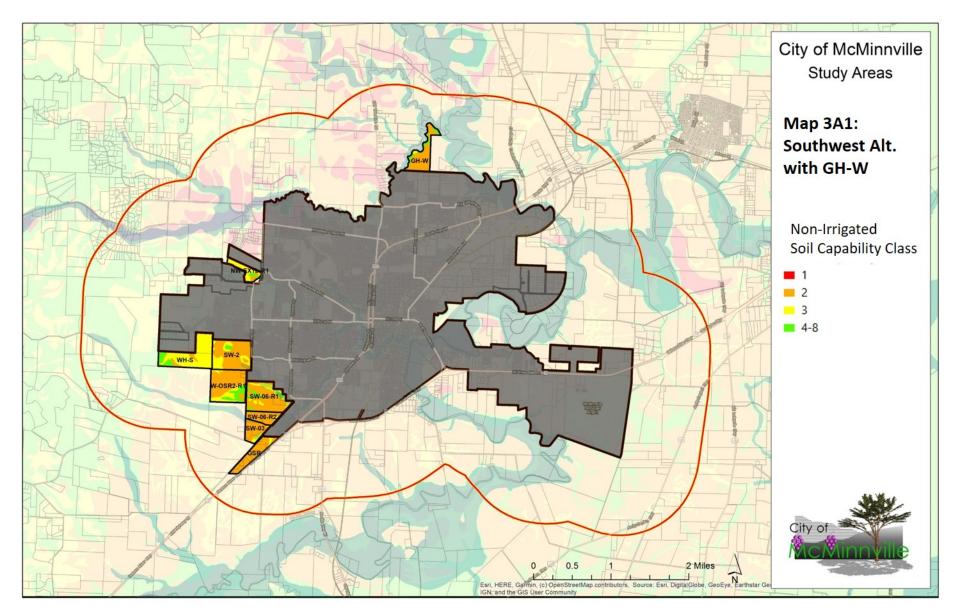


Map is a draft, and could change with future refinements

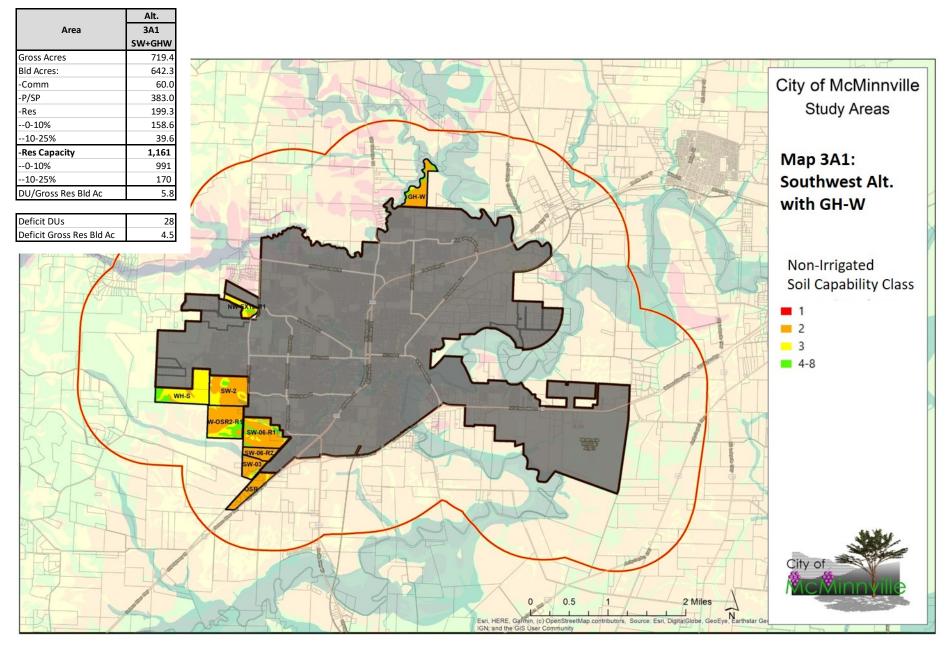


ALTERNATIVES

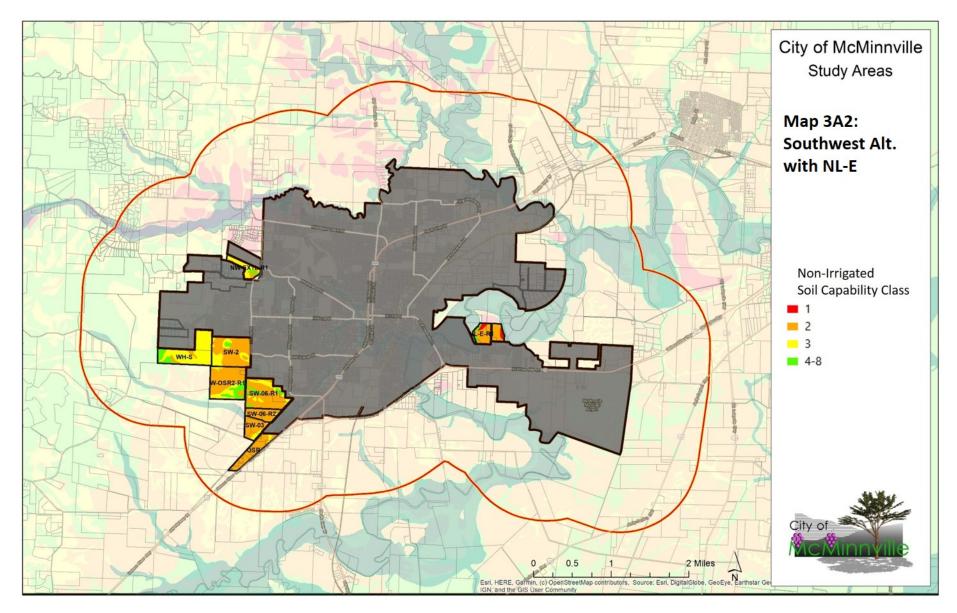




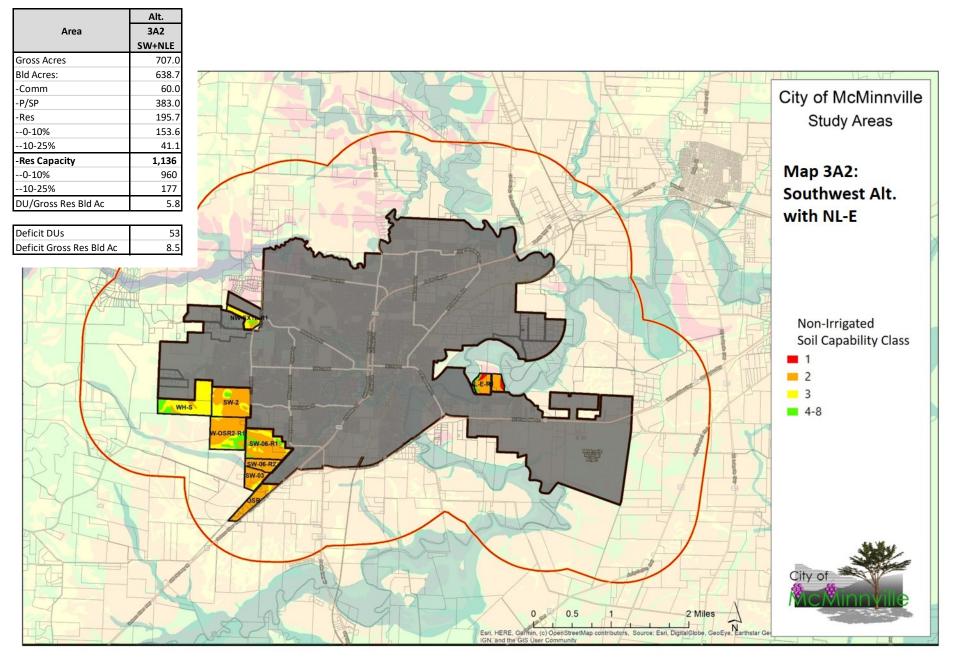
Map is a draft, and could change with future refinements



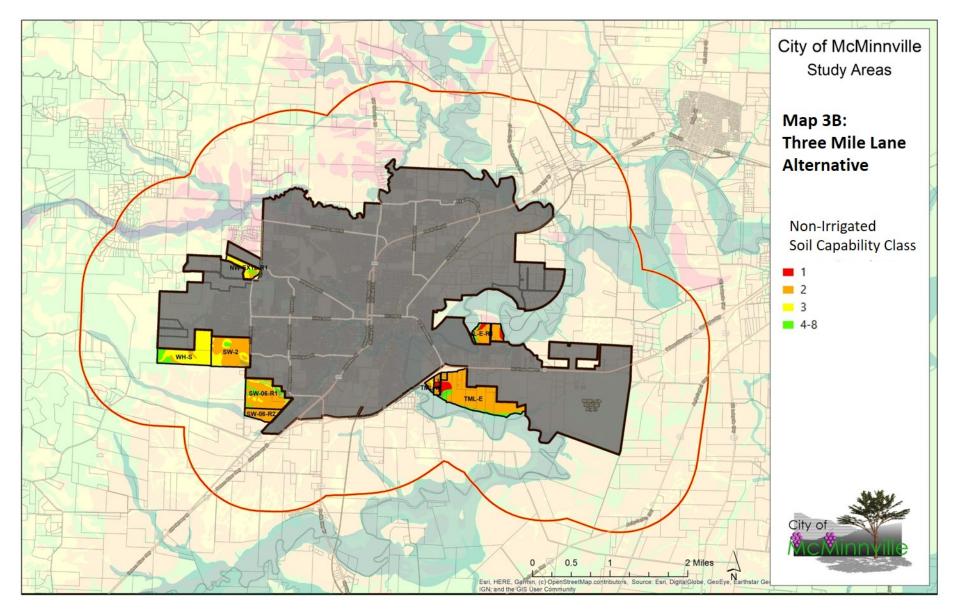
Map is a draft, and could change with future refinements



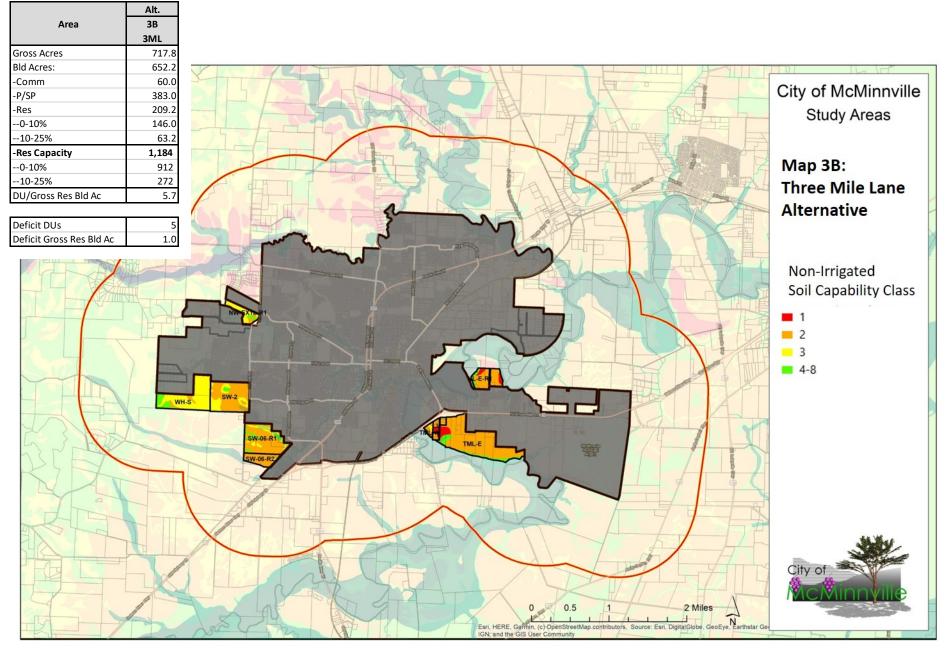
Map is a draft, and could change with future refinements



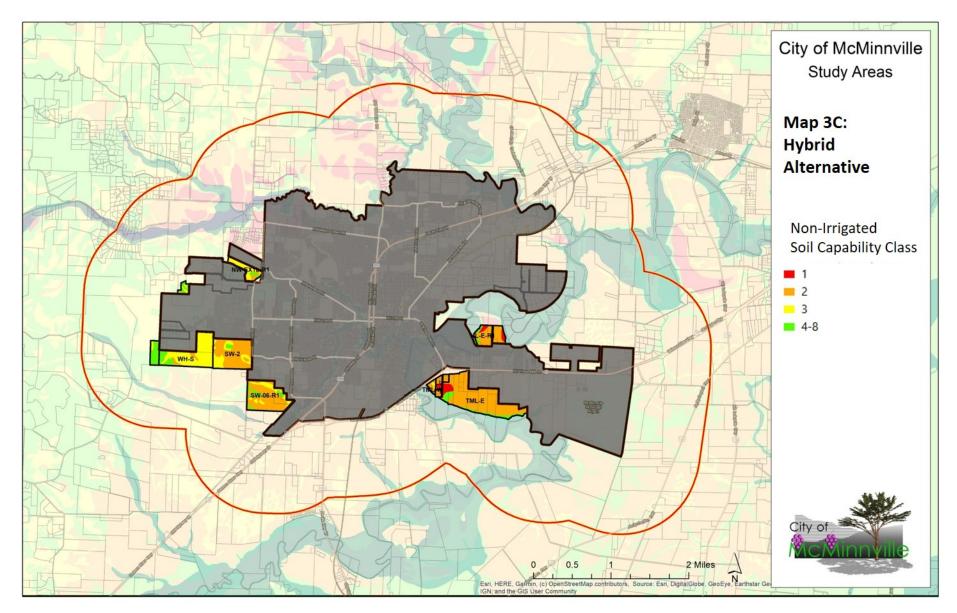
Map is a draft, and could change with future refinements



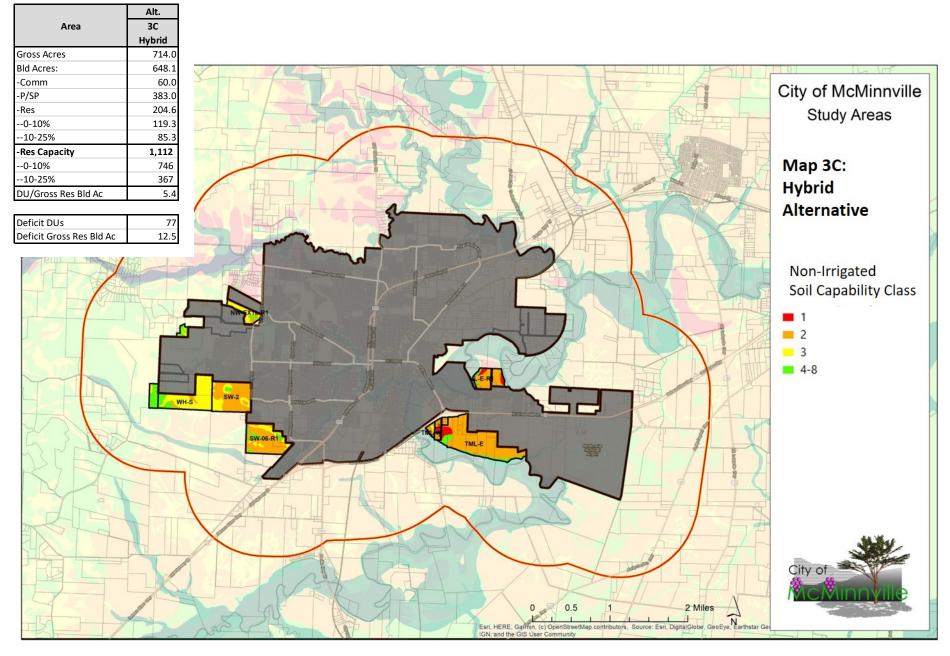
Map is a draft, and could change with future refinements



Map is a draft, and could change with future refinements



Map is a draft, and could change with future refinements



Map is a draft, and could change with future refinements

HOW DO THE ALTERNATIVES ACHIEVE THE STATED NEED?

Residential Need (DUs)	
DUs	1,189
Commercial Need (gross bld ac)	
Total	106
Eff Meas: RZ Surplus I to C	46
Balance in UGB Areas	60
Public/Semi-Public Need (gross bld ac)	
-Public Schools	54.0
-Public Parks	254.0
-Religious	47.6
-Other	27.5
SUM Needed in UGB Areas	383.1

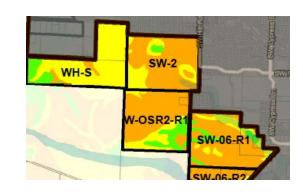
	Alternative			
Area	3A1	3A2	3B	3C
	SW+GHW	SW+NLE	3ML	Hybrid
Gross Acres	719.4	707.0	717.8	714.0
Bld Acres:	642.3	638.7	652.2	648.1
-Comm	60.0	60.0	60.0	60.0
-P/SP	383.0	383.0	383.0	383.0
-Res	199.3	195.7	209.2	204.6
0-10%	158.6	153.6	146.0	119.3
10-25%	39.6	41.1	63.2	85.3
-Res Capacity	1,161	1,136	1,184	1,112
0-10%	991	960	912	746
10-25%	170	177	272	367
DU/Gross Res Bld Ac	5.8	5.8	5.7	5.4
Deficit DUs	28	53	5	77
Deficit Gross Res Bld Ac	4.5	8.5	1.0	12.5

HOW DO THE ALTERNATIVES ACHIEVE THE STATED NEED?

Residential Need (DUs)	
DUs	1,189
Commercial Need (gross bld ac)	
Total	106
Eff Meas: RZ Surplus I to C	46
Balance in UGB Areas	60
Public/Semi-Public Need (gross bld ac)	
Public/Semi-Public Need (gross bld ac) -Public Schools	54.0
	54.0 254.0
-Public Schools	
-Public Schools -Public Parks	254.0

	Alternative			
Area	3A1	3A2	3B	3C
	SW+GHW	SW+NLE	3ML	Hybrid
Gross Acres	719.4	707.0	717.8	714.0
Bld Acres:	642.3	638.7	652.2	648.1
-Comm	60.0	60.0	60.0	60.0
-P/SP	383.0	383.0	383.0	383.0
-Res	199.3	195.7	209.2	204.6
0-10%	158.6	153.6	146.0	119.3
10-25%	39.6	41.1	63.2	85.3
-Res Capacity	1,161	1,136	1,184	1,112
0-10%	991	960	912	746
10-25%	170	177	272	367
DU/Gross Res Bld Ac	5.8	5.8	5.7	5.4
Deficit DUs	28	53	5	77
Deficit Gross Res Bld Ac	4.5	8.5	1.0	12.5

Could add WH2A (48 Dus) or WH2B (92 Dus), or add 20 gross acres of remaining land to the creek south of W-OSH2-R1



COUNCIL DISCUSSION

NEED TO DECIDE ON ONE SCENARIO

- Tonight is High Level Provide Direction
- -- Staff Recommendation
- Longer Work Session in Next Two Weeks



NEXT STEPS

- October Joint meeting with CC/BOCC to discuss final map and findings. (Public Open House)
- November Joint CC/BOCC Public Hearing
- December Separate CC and BOCC deliberation meetings
- ❖ December 31, 2020 Submittal to DLCD



GROWTH PLANNING - MCMINNVILLE, Moving Forward Mindfully



PLANNING COMMISSION UGB REMAND UPDATE, SEPT 17 2020





trowing mommitte MINDFULLY